Docket No.: 5059-0103PUS1

October 9, 2009

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Aurelio ROMEO

Application No.: 10/588,374 Confirmation No.: 8447

Filed: August 2, 2006 Art Unit: 1794

For: TOMATO PRODUCTS AND PROCESS FOR Examiner: H. F. Pratt

THEIR PREPARATION

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated April 14, 2009, the due date for which having been extended to October 14, 2009, please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.